

be dismissed without prejudice because Plaintiff has already “struck out” under the so-called “three strikes” rule of the Prison Litigation Reform Act (PLRA), now codified as 28 U.S.C. § 1915(g). The court advised Plaintiff of the procedures and the importance of filing any objections to the Report and Recommendation. In response, Plaintiff filed a motion to dismiss with prejudice—in effect, consenting to the dismissal.

After reviewing the complaint, the motion, the record, the applicable law, and the Report and Recommendation of the Magistrate Judge, the court finds no clear error. Accordingly, the Report and Recommendation of the Magistrate Judge is adopted and incorporated by reference.

Therefore, this action is **DISMISSED** without prejudice.

IT IS SO ORDERED.

s/ Cameron McGowan Currie
CAMERON MCGOWAN CURRIE
UNITED STATES DISTRICT JUDGE

Columbia, South Carolina
October 20, 2005